HONOURABLE SRI JUSTICE B. SESHASAYANA REDDY

WRIT PETITION No. 14751 OF 2005

Dated 25-11-2005

Between :

M. Vidyasagar, Son of (late) Balram, aged about 50 years, resident of Balanagar Village and Mandal, Mahabubnagar District, represented by his G.P.A. Holder, T.Prakash Goud, son of Gandaiah, aged about 49 years, resident of 8-5-121, Mylardevpally village, Rajendranagar Mandal, Ranga Reddy District.

...petitioner.

And:

1. Assistant Director, Survey and Land Records, Mahabubnagar and others.

…Respondents.

ORDER :

When the W.P.M.P. No.30514 of 2005 came up for consideration, both the counsel consented for disposal of the writ petition. Accordingly, the writ petition is taken up for hearing.

2. The petitioner claims to be the owner of an extent of Ac.7-01 Gts. in Sy.No.300/A of Balanagar village and Mandal, Mahabubnagar District. He submitted an application to the respondents for survey of his land. Thereupon, notices have been issued to the adjacent land owners. But the respondents did not conduct survey, and therefore, the petitioner has chosen to approach this Court by invoking jurisdiction of this Court under Article 226 of the Constitution of India.

3. Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for respondents.

4. The petitioner filed O.S.No.921 of 1984 on the file of the II Senior Civil Judge, City Civil Court, Hyderabd and obtained a decree. In pursuance of the decree, an extent of Ac.7.01 Gts. came to be allowed to his share. Thereafter, he filed an application before the Assistant Director, Survey and Land Records, Mahabubnagar-1st respondent for survey of his land. Though the 1st respondent issued notices to the neighbouring land owners requiring their presence at the time of survey, he did not proceed with the survey. Representations submitted by the petitioners have been placed on record.

5. In that view of the matter, I deem it appropriate to dispose of the writ petition directing the 1st respondent to consider the representations of the petitioner with regard to conduction of survey of S.No.300/A of Balanagar Village and Mandal, Mahabubnagar District and pass appropriate order within a period of two months

from the date of receipt of a copy of this order. No costs.

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Justice B. SESHASAYANA REDDY

Date : 25th November, 2005.

Dvs

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